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9 Attorneys for the United States of America

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN JOSE DIVISION
13

14 UNITED STATES OF AMERICA,)

15 Plaintiff,)

16 v.)

17 LAM THANH NGUYEN,)

18 Defendant.)
19

No. CR 07-70337 PVT

20 STIPULATION AND ~~PROPOSED~~ ORDER TO CONTINUE HEARING

21 Defendant and the government, through their respective counsel, hereby stipulate that,
22 subject to the court's approval, the hearing date in the above-captioned matter, presently
23 scheduled for Tuesday, October 30, 2007, at 9:30 a.m. be continued to November 27, 2007 at
24 9:30 a.m. The continuance has been requested because a resolution in the co-defendant's case is
25 expected shortly, and its disposition may influence the disposition of this matter. Furthermore,
26 defense counsel requires additional time to meet with her client to discuss a disposition.

27 The parties further agree and stipulate that time should be excluded from October 30,
28 2007 through and including November 27, 2007, for ongoing defense preparation, pursuant to
Speedy Trial Act, 18 U.S.C. §3161(h)(8)(A) and (B)(iv). Accordingly, the United States and the

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CLERK U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

1 defendant agree that granting the requested exclusion of time will serve the interest of justice and
2 outweigh the interest of the public and defendant in a speedy trial.

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6 DATED: October 24, 2007

SCOTT N. SCHOOLS
United States Attorney

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8 /s/
9 JEFFREY B. SCHENK
Assistant United States Attorney

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12 /s/
13 MARY CONN
Attorney for Defendant

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15 **ORDER**

16 The parties have jointly requested a continuance of the hearing set for October 30, 2007.

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18 GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that the hearing date
19 presently set for October 30, 2007 be continued to November 27, 2007 at 9:30 a.m. as well as the
20 period of delay from October 30, 2007, to and including November 27, 2007, be excluded for
21 purposes of Speedy Trial Act computations pursuant to 18 U.S.C. §3161.

22
23 IT IS SO ORDERED.

24 DATED: 10/29/07

25 
HOWARD R. LLOYD ~~RICHARD SEEBURG~~
UNITED STATES DISTRICT JUDGE